IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital the 19th day of December 2003
Criminal Misc. Bail Application No. 1177/2003
Order on the bail application of accused.

CRIMINAL SIDE

Chaukhe Lal S/o Sri Bhagwan Das Jatav
R/o Behind Moh. Ram Bhavan Daramshala
Town & P.S. Bazpur
District Udham Singh Nagar .....Applicant.

Versus

State of Uttaranchal ..Opposite party.

Arising out of case crime No. 406/2003
U/Ss 302, 504, 506 I.P.C. & 3(2)(5) S.C.S.T. Act
P.S. Bazpur
District Udham Singh Nagar.

By the court

Hon'ble Irshad Hussain J.

Heard Sri Dharam Veer, learned counsel for the applicant and learned A.G.A. for the State.

Applicant-accused is not the main assailant of the victim because the firm arm was wielded by co-accused Prem Shankar. Considering this aspect the bail application is allowed.

The applicant-accused Chaukhe Lal shall be released in crime No. 406/2003 under sections 302, 504, 506 I.P.C. & 3(2)(5) S.C.S.T. Act, P.S. Bazpur, District Udham Singh Nagar on his executing a personal bond and two sureties each in the like amount to the satisfaction of C.J.M., Udham Singh Nagar.

Dated: 19.12.2003 **(Irshad Hussain J.)**
I.S.B.